

CITY OF ALAMEDA

Memorandum

To: Honorable Mayor and
Members of the City Council

From: John A. Russo
City Manager

Date: December 20, 2011

Re: Accept the Police and Fire Services Fee Report

BACKGROUND

On March 21, 1990, the City Council adopted the Police and Fire Fee Ordinance, which established the City's Police and Fire Services Fee requirements as Section 27-2 of the Alameda Municipal Code and requires that this fee be imposed on all new construction. This ordinance serves to mitigate the impacts caused by new construction on Police and Fire facility demands. The original fee was 12 cents per square foot. In 1991, the fee was increased to 14 cents per square foot; in February 1995 it was increased to 15.5 cents per square foot.

DISCUSSION

At the time of final inspection or date of the Certificate of Occupancy, whichever occurs first, the developer/builder must pay the Police and Fire Services Fee as required by ordinance. The ordinance permits an appeal process whereby the developer/builder may apply for an adjustment or waiver of the Police and Fire Services Fee. Award of appeals is based on the absence of any reasonable relationship or nexus between the police and fire service impacts of the new construction and the payment of the fee itself. The appeal process includes an administrative public hearing and an ultimate decision by the City Council.

FINANCIAL IMPACT

The Police and Fire Services Fee Ordinance has no impact on the General Fund. By ordinance, funds from this fee are segregated in a special account that can only be used for eligible purposes specified in the ordinance.

For FY10-11, a total of \$23,151 in fees was credited to this fund. Transfers from the General Fund totaled \$49,319. Expenditures from the account supported the debt service payments for the Police Building Remodel/Construction. Exhibit 1 describes the beginning and ending fund balances and fund activity for FY10-11.

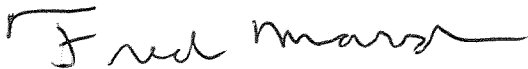
MUNICIPAL CODE/POLICY DOCUMENT CROSS REFERENCE

This Annual Review is consistent with the requirements of Section 27-2 (Police and Fire Fee Requirements) of the Alameda Municipal Code and California Government Code Section 66006.

RECOMMENDATION

Accept the Police and Fire Services fee report.

Respectfully submitted and approved as to funds and account,

A handwritten signature in black ink, appearing to read "Fred Marsh", with a stylized, flowing script.

Fred Marsh
Controller

Exhibit:

1. Police & Fire Construction Impact Fee Fund Balance Analysis

Police & Fire Construction Impact Fee (Fund 161)		
Fund Balance Analysis		
FY10-11		
		FY10-11
		as of 6/30/2011
Fund balance forward 6/30/2010	\$	-
Revenue:		
Police/Fire Construction Impact Fee	\$	23,151
Transfer from General Fund	\$	33,549
Total Revenue and Transfer in	\$	56,700
Expenditures:		
Transfer to Police Building Debt Service	\$	56,700
Total Expense and Transfer out	\$	56,700
Fund Balance end of 6/30/2011	\$	-